

10-12-05

Atty. Dkt. No. 047711-0293

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant:** Rajiv SHAH, et al.

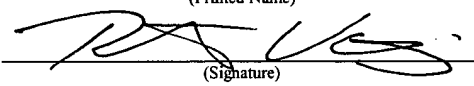
**Title:** METHOD FOR FORMULATING  
A GLUCOSE OXIDASE ENZYME  
WITH A DESIRED PROPERTY  
OR PROPERTIES AND GLUCOSE  
OXIDASE ENZYME WITH THE  
DESIRED PROPERTY

**App. No.:** 10/035,918

**Filing Date:** 12/28/2001

**Examiner:** Yong D. Pak

**Art Unit:** 1652

<b>CERTIFICATE OF EXPRESS MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 700420656 US	October 11, 2005
(Express Mail Label Number)	(Date of Deposit)
Ruthie Vallejo	
(Printed Name)	
	
(Signature)	

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated July 12, 2005, finally rejecting Claims 1, 3-8, 10-24 and 44-47.

☐ Applicant claims small entity status.

☐ Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

☒ Notice of Appeal Fee

☒ To be paid as detailed below

☐ Not required (Fee paid in prior appeal)

10/13/2005 MBELETE1 00000052 10035918

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500.00 OP

The required fees are calculated below:

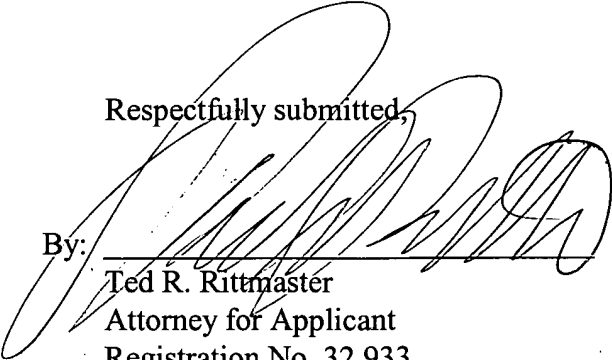
<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$500.00
<input type="checkbox"/>	Extension month:	\$0.00
<input type="checkbox"/>	Extension:	\$0.00
	FEE TOTAL:	\$500.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$500.00

- ☐ Please charge Deposit Account No. 50-0872 in the amount of \$500.00. A duplicate copy of this transmittal is enclosed.
- ☒ A check in the amount of \$500.00 is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date: October 11, 2005  
 FOLEY & LARDNER LLP  
 Customer Number: 23392  
 Telephone: (310) 975-7963  
 Facsimile: (310) 557-8475

Respectfully submitted,

By:   
 Ted R. Rittmaster  
 Attorney for Applicant  
 Registration No. 32,933